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January 3, 2020

VIA ECF

The Honorable Valerie E. Caproni
United States District Judge
United States District Court
for the Southern District of New York
40 Foley Square, Room 240
New York, New York 10007

19-cv-7324

Re: Morgan v. Ales Group U.S.A. Inc., Docket No.: 14-cv-1264 (VEC)

Dear Judge Caproni:

We represent defendant Ales Group U.S.A. Inc. ("Ales Group") in the above-referenced matter. We write, jointly, with counsel for plaintiff Jon R. Morgan ("Plaintiff"), to respectfully request a brief extension of the deadline set by this Court's Orders, dated December 4, 2019 and January 2, 2020 (collectively, the "Orders") [Dkt. Nos. 10 and 12], for submitting a request to this Court to re-open the matter. For the following reasons, we would request that the deadline for re-opening the matter be extended until Wednesday, January 8, 2020.

This is the second time the parties have made such a request, and this Court's Order, dated January 2, 2020 [Dkt. No. 12], was the result of that first request. We now ask for additional relief. The parties have entered into a settlement, and the only item left to be finalized is the Ales Group signing the actual settlement agreement. Unfortunately, the authorized person at the Ales Group, who can sign the settlement agreement, is not in the office until next Monday, January 6, 2020, as a result of a previously scheduled holiday vacation. Once that person returns, the settlement agreement will be signed. In fact, the Ales Group considers the matter settled, and it is obligated under the parties' settlement agreement to follow through on it. Nonetheless, we are cognizant that Plaintiff is concerned about the delay, and his rights. As such, we would respectfully request a very short extension of the Orders until January 8, 2020, to

A Pennsylvania Limited Liability Partnership

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California Colorado Delaware District of Columbia Florida Georgia Illinois Minnesota
Nevada New Jersey New York North Carolina Pennsylvania South Carolina Texas Washington



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finalize this last aspect of the parties' settlement, so as to provide Plaintiff with the comfort that his rights will not in any way be abrogated.

We apologize for having to burden the Court with this issue, but it has been especially hard this holiday season to conclude this matter. We thank this Court for its consideration of the our joint request.

Respectfully submitted,

Ernest Edward Badway

cc: All counsel (*via* ECF)

Application GRANTED.

SO ORDERED.

A handwritten signature in blue ink, reading 'Valerie Caproni'.

1/6/2020

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE